

01/15/02

A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF EXPRESS MAILING

Attorney Docket No.: NAI1P050B/02.005.01

First Named Inventor:

Mike Moran et al.

01/11/02

J1050 U.S. PTO
10/045820
01/11/02

This transmittal and the documents and/or fees itemized hereon and attached hereto have been deposited as "Express Mail Post Office to Addressee" in accordance with 37 CFR §1.10 with Mailing Label

Number **EV008112285US**

UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR. § 1.53(b))

(Continuation, Divisional or Continuation-in-part application)

Commissioner for Patents
Box Patent Application
Washington, DC 20231

☐ Duplicate for
fee processing

Sir: This is a request for filing a patent application under 37 CFR. § 1.53(b) in the name of inventors:
Mike Moran, Tauras Liubinskas, and Jack Goral

For: **MEDIA MODULE APPARATUS AND METHOD FOR USE IN A NETWORK MONITORING ENVIRONMENT**

This application is a ☒ Continuation ☐ Divisional ☐ Continuation-in-part
of prior Application No.: Unknown, filed January 10, 2002 from which priority under 35 U.S.C. §120 is
claimed.

Application Elements:

- ☒ 231 Pages of Specification, Claims and Abstract
☒ 32 Sheets of Drawings
☐ Combined Declaration and Power of Attorney
☒ Copy from a prior application (37 CFR 1.63(d) for a continuation or divisional). The entire disclosure of the prior application from which a copy of the declaration is herein supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
☐ Deletion of inventors Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

Accompanying Application Parts:

- ☒ Copy of Assignment and Assignment Recordation Cover Sheet from parent case
☐ 37 CFR 3.73(b) Statement by Assignee
☐ Information Disclosure Statement with Form PTO-1449 ☐ Copies of IDS Citations
☐ Preliminary Amendment (*New claims numbered after highest original claim in prior application.*)
☒ Return Receipt Postcard
☒ Request and Certification under 35 U.S.C. 122(b)(2)(B)(i)
☐ Other:

Amendments

- ☐ Amend the specification by inserting before the first line the sentence: "This is a
- ☒ Continuation ☐ Continuation-in-part ☐ Divisional
application of copending prior
- ☒ Application No. Unknown filed on January 10, 2002,
the disclosure of which is incorporated herein by reference."

Fee Calculation (37 CFR § 1.16)

	(Col. 1) NO. FILED	(Col. 2) NO. EXTRA	SMALL ENTITY RATE FEE	OR	LARGE ENTITY RATE FEE
BASIC FEE			\$355 \$	OR	\$740 \$740
TOTAL CLAIMS	<u>23</u> -20 = <u>03</u>		x09 = \$	OR	x18 = \$54
INDEP CLAIMS	<u>05</u> -03 = <u>02</u>		x40 = \$	OR	x84 = \$168
[] Multiple Dependent Claim Presented			\$135 = \$	OR	\$270 = \$0
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			Total \$	OR	Total \$962

☒ Check No. 826 in the amount of \$962.00 is enclosed.

☒ The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 50-1351 (Order No. NAI1P050B).

General Authorization for Petition for Extension of Time (37 CFR §1.136)

☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 50-1351 (Order No. NAI1P050B).

☒ Please send correspondence to the following address:

Silicon Valley IP Group
P. O. Box 721120
San Jose, California 95172-1120
(408) 971-2573

28875

Customer No.::

28875

PATENT TRADEMARK OFFICE

Date:

1/11/02

Kevin J. Zilka
Registration No. 41,429

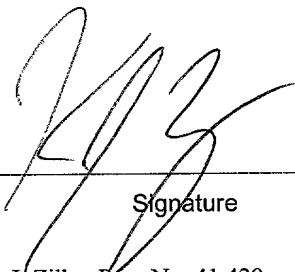
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Mike Moran et al.
Title	Media Module Apparatus and Method for Use in a Network Monitoring Environment
Atty Docket Number	NAI1P050B/02.005.01

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

1/11/02
Date


Signature
Kevin J. Zilka, Reg. No. 41,429
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

2004-03-01 09:55:00